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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/759,998	01/16/2004	Charles W. Klein	HERKLE 3.0-001	8676
530 7590 04/21/2009 LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK 600 SOUTH AVENUE WEST WESTFIELD, NJ 07090			EXAMINER BROWN, MICHAEL A	
			ART UNIT 3772	PAPER NUMBER
			MAIL DATE 04/21/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Response to Rule 312 Communication</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	10/759,998	KLEIN ET AL.
	<b>Examiner</b>	<b>Art Unit</b>
	MICHAEL BROWN	3772

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

1. ☒ The amendment filed on 25 March 2009 under 37 CFR 1.312 has been considered, and has been:
- a) ☐ entered.
  - b) ☒ entered as directed to matters of form not affecting the scope of the invention.
  - c) ☐ disapproved because the amendment was filed after the payment of the issue fee.  
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
  - d) ☐ disapproved. See explanation below.
  - e) ☐ entered in part. See explanation below.

/Michael Brown/  
Primary Examiner, Art Unit 3772